

**UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO**

PEDRO ROSSELLO, et al.,

Plaintiffs,

v.

BROWN & WILLIAMSON, et al.,

Defendants

CIVIL CASE NO. 97-1910 (JAF)

**MOTION FOR LEAVE TO FILE REPLY MEMORANDUM
AND REQUEST FOR EXTENSION**

TO THE HONORABLE COURT:

COME NOW Philip Morris USA Inc., R.J. Reynolds Tobacco Company, and Lorillard Tobacco Company (the "OPMs"), through their undersigned counsel, to make the following request:

On October 27th, 2006, the OPMs filed a motion and memorandum of law to enforce the arbitration provisions of the Master Settlement Agreement. (Docket Nos. 262 and 263.) On November 3rd, 2006, Plaintiff, the Commonwealth of Puerto Rico ("the Commonwealth") filed a motion requesting an extension of time to respond. (Docket No. 269.) Plaintiff has timely filed its response (Docket No. 272); however, the Commonwealth has made several assertions in its opposition that the OPMs feel must be clarified and request leave of the Court to file a brief memorandum in reply.

Pursuant to Rule 7(c) of the Local Rules, the OPMs reply would be due on December 18th, 2006. The OPMs will need an extension of time in which to satisfactorily and concisely address the issues. Because the requested extension of time includes the upcoming holidays, the OPMs request an extension of time to expire on January 8th, 2007.

The Office of the Attorney General has consented to the extension.

WHEREFORE, the Original Participating Manufacturers respectfully request leave to file a reply to the Commonwealth's *Motion in Opposition to Motion to Enforce the Arbitration Provisions of the Master Settlement Agreement*. (Docket No. 272.) The OPMs also request an extension of time, to expire on January 8th, 2007 to file their reply.

Respectfully submitted.

In San Juan, Puerto Rico this 11th day of December, 2006.

ss/Salvador Antonetti

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notice to the following: Attorney General for the Commonwealth of Puerto Rico, Department of Justice, Roberto J. Sánchez Ramos, Secretary of Justice, with Jose G. Diaz Tejera and Lavy Aparicio Lopez; Benjamin Acosta, Jr., Francisco A. Besosa, Edgardo Cartagena Santiago, Jose A. Fuentes Agostini, William A. Graffam, Manuel A. Guzman Rodriguez, Paul H. Hulsey, Juan A. Ramos Diaz, Hector Reichard Jr., Vicente Santori Coll, Francisco M. Troncoso, Richard Schell Asad, Eric A. Tulla. Notice will be served by regular mail to the following non registered attorneys:

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In San Juan, Puerto Rico this 11th day of December, 2006.

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